

ESTTA Tracking number: **ESTTA544705**

Filing date: **06/24/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91196412
Party	Plaintiff Mr. Dennis Kearney
Correspondence Address	GREGORY N OWEN OWEN WICKERSHAM ERICKSON PC 455 MARKET ST, STE 1910 SAN FRANCISCO, CA 94105 UNITED STATES gowen@owe.com
Submission	Withdrawal of Opposition
Filer's Name	Gregory N. Owen
Filer's e-mail	gowen@owe.com
Signature	/Gregory N. Owen/
Date	06/24/2013
Attachments	Withdrawal of Opposition-Signed.pdf(93378 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Trademark Application

Applicants: Yatim, Najib and Yatim, Rim  
Serial No.: 77/509,239  
Filing Date: June 26, 2008  
Priority Date: December 27, 2007  
Mark: COCOA DELICES CHOCOLATERIE & Design

Kearney, Dennis,

Opposer,

v.

Najib Yatim and Rim Yatim,

Applicant.

Opposition No. 91196412

**WITHDRAWAL OF OPPOSITION**

In the matter of the application for registration of the mark COCOA DELICES CHOCOLATERIE & Design, Serial No. 77/509,239, filed Najib Yatim and Rim Yatim, in view of an Agreement between the parties, Opposer, Dennis Kearney hereby withdraws its opposition with prejudice.

Respectfully submitted,

OWEN, WICKERSHAM & ERICKSON, P.C.

Dated: June 24, 2013

By

  
Gregory N. Owen

Attorneys for Opposer, Dennis Kearney

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing Withdrawal of Opposition was served on:

Rim Yatim and Najib Yatim  
Cocoa Delices Chocolaterie  
1155 Wembley Drive  
Wayne, PA 19087

by First Class Mail, postage prepaid, this 24<sup>th</sup> day of June, 2013.

BC Dunne